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MATT BLUNT

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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the web site at <http://www.sos.state.mo.us/adrules/pubsched.asp>

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HOW TO CITE RULES AND RSMo

RULES—Cite material in the *Missouri Register* by volume and page number, for example, Vol. 26, *Missouri Register*, page 27. The approved short form of citation is 26 MoReg 27.

The rules are codified in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1	CSR	10-	1.	010
Department		Agency, Division	General area regulated	Specific area regulated

They are properly cited by using the full citation , i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

RSMo—Cite material in the RSMo by date of legislative action. The note in parentheses gives the original and amended legislative history. The Office of the Revisor of Statutes recognizes that this practice gives users a concise legislative history.

Rules appearing under this heading are filed under the authority granted by section 536.025, RSMo 2000. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons and findings which support its conclusion that there is an immediate danger to the public health, safety or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

Rules filed as emergency rules may be effective not less than ten (10) days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

All emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 10—Adjutant General
Chapter 5—Missouri World War II Veterans'
Recognition Program**

EMERGENCY AMENDMENT

11 CSR 10-5.010 Missouri World War II Veterans' Recognition Program. The division is amending sections (1), (4), (6) and (8).

PURPOSE: This amendment extends the period for applying for World War II recognition awards and also amends the criteria for who can apply for awards.

EMERGENCY STATEMENT: This emergency amendment informs Missouri World War II veterans and their spouses that the period for applying for recognition awards has been extended and that the eligibility criteria and the World War II service dates have been revised. This emergency amendment is necessary because of the compelling governmental interest to honor Missouri's 435,000 World War II veterans for their patriotic service to our state and nation and due to the age of these veterans is becoming critical. The law extending the application period through July 1, 2003 leaves little time to notify these veterans of their eligibility. Implementing an emergency amendment for the program will ensure that Missouri's compelling need to recognize these veterans will be achieved in a timely and comprehensive manner. A pro-

posed amendment, which covers the same material, is published in this issue of the Missouri Register. The scope of this emergency amendment is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. The Office of the Adjutant General believes this emergency amendment is fair to all interested persons and parties under the circumstances. This emergency amendment is fair to all interested persons and parties under the circumstances. This emergency amendment was filed July 22, 2002, effective August 1, 2002 and expires February 27, 2003.

(1) Definitions as used in this rule, unless the context clearly indicates otherwise, the following terms shall mean:

(I) Eligible World War II veteran—Any person defined as a veteran by the United States Department of Veterans Affairs, who honorably served on active duty in the United States military service at anytime beginning December 7, 1941 and ending *[September 30, 1945] December 31, 1946* provided 1) that such veteran was a legal resident of the state of Missouri on August 28, 2000 *[and]* or was a legal resident of this state at the time of his or her death 2) such veteran was honorably separated or discharged from military service or is still in active service in honorable status, or was legal resident of this state at the time of his or her death;

(R) Spouse—Married person, i.e.: husband, wife;

[(R)](S) Veteran—Any person defined as a veteran by the United States Department of Veterans' Affairs or its successor agency;

[(S)](T) Veterans Commission—The commission created by section 42.007, RSMo;

[(T)](U) World War II—The World War beginning December 7, 1941, and ending *[September 30, 1945] December 31, 1946*;

[(U)](V) World War II Veterans' Recognition Award Fund—As defined in section 42.195, RSMo, consisting of gifts, bequests, and donations to be administered by the Adjutant General.

(4) To be eligible for the World War II Veterans' Recognition Awards, the veteran must:

(A) Have served on active duty in the United States military service at anytime beginning December 7, 1941, and ending *[September 30, 1945] December 31, 1946*;

(B) Be a legal resident of Missouri on August 28, 2000 or was a legal resident of this state at the time of his or her death; *[and]*

(C) Be honorably separated or discharged from military service or be currently in active service in an honorable status~~.~~; or

(D) Any spouse of a veteran, who is entitled to a World War II recognition award under this rule but who died prior to having made application for the award, may apply.

(6) World War II and "D-Day" Invasion of Europe veterans, to obtain authorized medals, medallions, and certificates, must complete an application form and provide copies of appropriate World War II service record verification forms to the Office of the Adjutant General, Attention: Director, WWII Veteran Recognition Program, 2303 Militia Drive, Jefferson City, MO 65101-1203. Applications must be submitted anytime after January 1, 2001, and before *[January 1, 2002] July 1, 2003*. Applications and service forms will not be returned and will become property of the state of Missouri.

(8) If any person dies after applying for a medallion *[or]*, medal and a certificate pursuant to sections 42.170 to 42.190, RSMo, and such person would have been entitled to the medallion, medal, and the certificate, the Adjutant General shall *[give]* award the medallion, medal, and the certificate *[to]* in the following order:

(A) To the spouse of the deceased veteran; or

(B) The person to whom the largest portion of the veteran's estate was given in such veteran's will/.; **or**

(C) If the estate was split evenly among two (2) or more persons, *[the surviving spouse,]* the eldest living child or the closest relative by degree of consanguinity, in that order, shall receive the medallion, medal, and the certificate/.; **or**

(D) If there is no will, the veteran's intestate survivor shall receive the medallion, medal, and the certificate.

AUTHORITY: section 42.175, RSMo 2000. Original rule filed Sept. 14, 2000, effective March 30, 2001. Emergency amendment filed July 22, 2002, effective Aug. 1, 2002, expires Feb. 27, 2003. A proposed amendment covering this same material is published in this issue of the Missouri Register.